

Exhibit 10

11/2/2006 Cummings, Jeffrey L. (final)

1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE DISTRICT OF DELAWARE

3 -----x

4 IN RE: '318 PATENT : Civil Action No.

5 LITIGATION. : 05-356 (KAJ)

6 -----x (Consolidated.)

7 Thursday, November 2, 2006

8 Washington, D.C.

9

10 HIGHLY CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER

11

12 Deposition of JEFFREY L. CUMMINGS, M.D.,
13 commencing at 8:52 a.m., held at the offices of
14 Covington & Burling, 1201 Pennsylvania Avenue, N.W.,
15 Washington, D.C., before Keith Wilkerson, a notary
16 public in and for the District of Columbia.

17

18

19

20

21

22

Redacted